

Serial No.: 10/750,795
Examiner: Knowlin Thjuan Addy

REMARKS

This Application has been carefully reviewed in light of the Office Action mailed October 30, 2008. At the time of this Office Action, claims 1-50 were pending. Claims 1, 11, 21, 32, 37, 41 and 50 are currently amended. The Applicant respectfully requests reconsideration and favorable action in this case and allowance of all pending claims.

In the October 30, 2008 First Office Action, Examiner rejected claims 1-50 under 35 U.S.C. § 103(a).

I. Rejection Under 35 U.S.C. § 103(a)

In the present office action, Examiner rejected the independent claims of the present patent application under 35 U.S.C. § 103(a) as being unpatenable over Gray et al. (U.S. Patent Application Pub. No. 2004/0028197) in view of Denton et al. (U.S. Patent No. 7,295,669).

Examiner cited Denton for containing the "a computer associated with the first PBX phone, with the computer including a PBX Messaging Integration Client (PMIC), with the PMIC associated with an individual and receiving at the computer from the PBX a first message indicating an off-hook state of the first PBX phone" limitation of the independent claims.

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However, Denton does not, in fact, disclose this limitation of the independent claims. Denton discloses a method for transferring calls between computers in a call center rather than a system for presence notification in a PBX system. Denton involves the use of softphones, rather than PBX phones. *See* Denton, column 1 (discussing the use of softphones within a computer rather than PBX phones attached to computers). FIG. 1 of Denton shows a telephone 203 inside workstation 120a as opposed to a PBX phone 131 connected to a computer including a PMIC 141 and a PBX 110 as shown in FIG. 1 in the present application.

In addition, the flow connection modules 204 and 209 of Denton do not appear to have the same functionality of the PMICs of the present application. However, for further clarity, additional limitations on the PMIC have been included in the independent claims through further amendment.

The PMICs of the present application are "adapted to act as individualized clients for: (1) placing and answering PBX calls without a PBX phone, (2) routing incoming calls directed to PBX extensions to other devices, (3) forwarding calls away from PBX phones to other devices, and (4) placing calls on hold." *See* application, p. 8.

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CONCLUSION

Applicant has made an earnest attempt to place this case in condition for allowance. For the foregoing reasons, and for reasons clearly apparent, Applicant respectfully requests full allowance of all pending claims. If there are any matters that can be discussed by telephone to further the prosecution of this Application, Applicant invites the Examiner to contact the undersigned attorney at 512-306-8533 at the Examiner's convenience.

Respectfully Submitted,

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